

### **REMARKS/ARGUMENTS**

Applicant has carefully reviewed and considered the Final Office Action mailed on November 20, 2006, and the references cited therewith.

No claims are amended, claims 9-19 are canceled, and no claims are added; as a result, claims 1-8 are now pending in this application.

#### **Claim Objections**

Claim 19 was objected to for missing a period. Claim 19 has been canceled.

#### **§ 102 Rejection of the Claims**

Claim 19 was rejected under 35 USC § 102(b) as being anticipated by Dudek et al (U.S. Patent No. 6,767,141). Claim 19 has been canceled.

#### **Double Patenting Rejection**

Claim 19 was rejected on the ground of doctrine of non-statutory obviousness-type double patenting over claim 1 of U.S. Patent No. 7,035,521. Claim 19 was also rejected on the ground of doctrine of non-statutory obviousness-type double patenting over claims 1-13 of U.S. Patent No. 6,902,302 in view of Sauter et al. (U.S. Patent No. 6,056,448). Claim 19 has been canceled.

Claims 1-8 were rejected on the ground of doctrine of non-statutory obviousness-type double patenting over claims 1-13 of U.S. Patent No. 7,035,521 in view of Sauter et al. (U.S. Patent No. 6,056,448). Claims 1-8 were rejected on the ground of doctrine of non-statutory obviousness-type double patenting over claims 6-13 of U.S. Patent No. 6,902,302 in view of Sauter et al. (U.S. Patent No. 6,056,448).

A terminal disclaimer in compliance with 37 CFR 1.321(b)(iv) is attached herewith to overcome these rejections. As stated below, claims 1-8 have been deemed allowable if a terminal disclaimer is filed and Applicant has filed such a

document herewith. Accordingly, these claims 1-8 are allowable and reconsideration and allowance is respectfully requested.

*Allowable Subject Matter*

As stated above, claims 1-8 were indicated to be allowable as indicated in the previous action, provided that the appropriate terminal disclaimer was filed. Accordingly, since Applicant has provided the terminal disclaimer, the claims are deemed allowed.

*Withdrawn Claims*

Claims 9-18 were withdrawn from consideration and in order to move this case forward to issuance, Applicant has canceled claims 9-18. Accordingly, Applicant believes that all pending claims are in condition for allowance and reconsideration and allowance of this application is respectfully requested.

Conclusion

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at (612) 236-0121 to facilitate prosecution of this matter.

**CERTIFICATE UNDER 37 CFR §1.8:** The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: MS AF Commissioner for Patents, P.O. BOX 1450 Alexandria, VA 22313-1450, on this 22nd day of January, 2006.

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